

LTBB GAMING REGULATORY COMMISSION

Minutes May 26, 2004

Regular Session: Yes
Call to Order: 5:39 p.m.
Commissioners Present: Julie Shananaquet, Chairperson
Beverly Wemigwase, Vice Chairperson
Tim LaCroix, Secretary/Treasurer
Commissioners Absent:
Guests: Vince Cook, Andrea Cowles, Fred Harrington

Agenda Item 3: (Agenda) *Additions: 1) Phone polls New Business 1) National Guard Memo, 2) New Williams Wide-Area Progressive Memo; 3) Survey for Vendor Fee Increase 4) Executive Session. Old Business 1) Employee Handbook 2) Denial of Licensing Applications;*

Motion made by Julie Shananaquet and supported by Beverly Wemigwase to approve the agenda as amended.

Vote: 3-Yes, 0-No, 0-Absent, 0-Abstained

Motion Carried

Agenda Item 4: (Minutes)

Motion made by Julie Shananaquet and supported by Beverly Wemigwase to approve Minutes of May 12, 2004 as presented.

Vote: 3-Yes, 0-No, 0-Absent, 0-Abstained

Motion Carried

Agenda Item 5: (Phone Polls)

Motion made by Julie Shananaquet and supported by Tim LaCroix to table two phonepolls until the June 9, 2004 regular meeting

Vote: 3-Yes, 0-No, 0-Absent, 0-Abstained

Motion Carried

Agenda Item 6a: (Chairperson's Report) *1) Correspondence regarding funding of the Michigan Gaming Control Board; 2) Meeting with Casino Management, the Tribal CFO, and Tribal Attorney on June 7, 2004 at 9:00 a.m. regarding an audit; 3) Employee Handbook regarding clarification on the Tribal Council Motion; 4) Legal Assistance – conflict with some issues, suggested by the Tribal Attorney that we contract out for legal issues. 5) Statute is coming before Tribal Council on June 6, 2004 and all changes needed to be addressed.*

Motion made by Tim LaCroix and supported by Beverly Wemigwase to accept the Chairperson's verbal report.

Vote: 3-Yes, 0-No, 0-Absent, 0-Abstained

Motion Carried

Agenda Item 6b: (Vice-Chairperson's Report)

No report

Agenda Item 6c: (Secretary/Treasurer's Report) *1) Received last month budget, not enough money for an attorney, request Tribal Council approval for a budget modification for a gaming attorney*

Motion made by Julie Shananaquet and supported by Beverly Wemigwase to accept the Secretary/Treasurer's report.

Vote: 3-Yes, 0-No, 0-Absent, 0-Abstained

Motion Carried

Agenda Item 7a: (Regulatory Director's Report) *1) keys taken home. All locks re-keyed on slot machines. 2) Tribal Police was notified that the Commission has approved the Work Release Program; 3) The Casino CFO has informed us that the Casino will update its Operational Plan because of the intended increase in gaming machines; 4) Table Games hold percentage is lower this month because of a large jackpot; 5) The Internal Auditor has conducted an audit on machine variances. 6) Surveillance reviewed no information pursuant to a request by the IRS summons; 7) The Surveillance Manager has met with APS to obtain an estimate for surveillance equipment; 8) Continued participation in the Employee Handbook Committee; 9) Meeting with the Tribal CFO regarding the Internal Inspector Position; 10) A fraud hotline is being developed by the CFO; 11) The casino has had a few minor power surges which were inadvertently caused by the City of Petoskey and they may have been resolved; 12) A memo was sent to the Tribal Administrator concerning Surveillance Equipment; 13) The Tribal CFO sent a memo requesting a meeting on June 7, 2004 at 9:00 am to discuss the issues presented in the audit and draft responses. 14) Request for surveillance dub for a pending*

lawsuit involving an injured customer. 14) Succession Plan requirement, individuals enrolled in the class this summer. 15) Personal Memo from the Regulatory Director. Discussion: Chairperson requested that the Managers of each Regulatory Department be present at each regular Commission meeting of the month.

Motion made by Julie Shananaquet and supported by Beverly Wemigwase to accept the verbal and written report of the Regulatory Director.

Vote: 3-Yes, 0-No, 0-Absent, 0-Abstained

Motion Carried

Agenda Item 7b: (Licensing Department Report) 1) Vendor Fee;

Motion made by Julie Shananaquet and supported by Beverly Wemigwase to approve the revised gaming vendor fees to be presented to Tribal Council on June 6, 2004.

Vote: 3-Yes, 0-No, 0-Absent, 0-Abstained

Motion Carried

Motion made by Julie Shananaquet and supported by Tim LaCroix to accept the verbal and written report of Andrea Tompkins, Sr. Background Investigator on behalf of the Licensing Department.

Vote: 3-Yes, 0-No, 0-Absent, 0-Abstained

Motion Carried

Agenda Item 7c: (Surveillance Department Report)

No report

Agenda Item 7d: (Internal Auditor's Report)

No report

OLD BUSINESS

Agenda Item 8a: Audit Report. Discussion: The Commission should receive a copy of all audit findings and a copy of all drafted responses

Motion made by Julie Shananaquet and supported by Beverly Wemigwase to approve the attendance, stipend and per diem for any Commissioners that can attend the meeting on June 7, 2004 regarding audit finding.

Vote: 3-Yes, 0-No, 0-Absent, 0-Abstained

Motion Carried

Agenda Item 8b: Employee Handbook Meeting with Tribal HR Director . Discussion: Issues regarding the differences between the Regulatory Employees and the Government Employees

NEW BUSINESS/PRIORITY BUSINESS

Agenda Item 9a: Memo – No action necessary

Agenda Item 9b: Customer Dispute

Motion made by Tim LaCroix and supported by Julie Shananaquet to support the findings of the Regulatory Director on Customer Complaint #040501

Vote: 3-Yes, 0-No, 0-Absent, 0-Abstained

Motion Carried

Agenda Item 9c: Progressive Machine – No action needed

Agenda Item 9d: Denial of Licensing Applications Discussion: A decision was made that a legal opinion is needed for clarification on the language contained in the regulations regarding license denial and a authorization for a hearing.

Motion made by Tim LaCroix and supported by Beverly Wemigwase to direct the Chairperson to seek a legal opinion regarding whether or not a pre-screening applicant who is not licensed is allowed to obtain a hearing by the Regulatory Commission if denied a licensed based on a pre-screening interview

Vote: 3-Yes, 0-No, 0-Absent, 0-Abstained

Motion Carried

Agenda Item 9e: Executive Session

Motion made by Tim LaCroix and supported by Julie Shananaquet to approve one conditional waiver and deny one waiver

Vote: 3-Yes, 0-No, 0-Absent, 0-Abstained

Motion Carried

Agenda Item 10

The next Regular Scheduled meeting to occur on June 9, 2004 .

Agenda Item 11: (Adjournment)

Motion made by Beverly Wemigwase and supported by Tim LaCroix to adjourn meeting at 9:10 p.m.

Vote: 3-Yes, 0-No, 0-Absent, 0-Abstained

Motion Carried

These Minutes have been read and approved as written:

Tim LaCroix, Commission Secretary/Treasurer